APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/938,866	08/24/2001	Aruna Rohra Suda	4233-4005	1109

3437 7590 12/27/2005		

RICHARD M. SACCOCIO, P.A.
DOMINIK, STEIN, SACCOCIO, REESE, COLITZ
& VAN DER WALL
6175 NORTHWEST 153RD ST., STE. 225
MIAMI LAKES, FL 33014

EXAMINER
DINH, KHANH Q

ART UNIT	PAPER NUMBER
2151	

DATE MAILED: 12/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

		Application No.	Applicant(s)
Office Action Summary		09/938,866	SUDA ET AL.
		Examiner	**Art Unit**	
		Khanh Dinh	2151	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on <u>05 April 2002</u>.

2a)☐ This action is **FINAL**.   2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) <u>1-58</u> is/are pending in the application.

    4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) <u>1-58</u> is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☐ The drawing(s) filed on _____ is/are: a)☐ accepted or b)☐ objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a)☐ All   b)☐ Some * c)☐ None of:

      1.☐ Certified copies of the priority documents have been received.

      2.☐ Certified copies of the priority documents have been received in Application No. _____.

      3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

    * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)

2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
    Paper No(s)/Mail Date <u>12/8/03, 8/28/03, 3/15/05</u>

4) ☐ Interview Summary (PTO-413)
    Paper No(s)/Mail Date. _____ .

5) ☐ Notice of Informal Patent Application (PTO-152)

6) ☐ Other: _____ .

DETAILED ACTION

1.   Claims 1-58 are presented for examination.

Information Disclosure Statement

2.   The information disclosure statement filed on 12/8/2003 fails to comply with the

provisions of 37 CFR 1.97, 1.98 and MPEP § 609 because it has wrong Application

Number (**10/116,932**), while the instant Patent Application Number is 09/938,866. It has

been placed in the application file, but the information referred to therein has not been

considered as to the merits. Applicant is advised that the date of any re-submission of

any item of information contained in this information disclosure statement or the

submission of any missing element(s) will be the date of submission for purposes of

determining compliance with the requirements based on the time of filing the statement,

including all certification requirements for statements under 37 CFR 1.97(e). See

MPEP § 609.05(a).

Claim Rejections - 35 USC § 102

3.   The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that

form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4.   Claims 1-58 are rejected under 35 U.S.C. 102(e) as being anticipated by Dutta,

US pat. No.6,718,365.

As to claim 1, Dutta discloses a data processing apparatus comprising:

        means for initiating saving, said means for initiating saving being capable of

saving one of cither an Internet page content displayed by a browser or a URL of the

page (see abstract, fig.1, col.4 lines 5-37);

        means for acquiring one of either the content or the URL of the currently

displayed page from the browser based on an instruction by said means for initiating

saving (see col.4 lines 24-54);

        means for indexing (using URL index 24 fig.2), said means for indexing assigning

a predetermined index to data acquired by said means for acquiring (see fig.2, col.4 line

55 to col.5 line 26); and

        means for data saving acquired data with the assigned index in a predetermined

storage unit (see col.5 lines 27-46 and col.6 lines 13-49).

As to claim 2, Dutta discloses means for initiating saving includes an instruction menu,

said instruction menu comprising instructions for activating saving of one of either the

content or the URL of the currently displayed page (see fig.5, col.6 line 50 to col.7 line

41).

As to claim 3, Dutta discloses means for acquiring obtains the URL of the currently

displayed page and said means for indexing assigns a predetermined index to the URL

or a selected part thereof (see col.8 lines 1-60).

As to claim 4, Dutta discloses means for acquiring obtains one of either a keyword or a

title embedded in a page displayed in said browser, said means for indexing assigning a

predetermined index to the keyword or the title (see fig.2, col.4 line 55 to col.5 line 46).

As to claim 5, Dutta discloses means for displaying one of either the keyword or the

title acquired by said means for acquiring in a menu used by said means for initiating

saving (see fig.5, col.4 line 55 to col.5 line 46 and col.6 line 50 to col.7 line 55).

As to claim 6, Dutta discloses the index includes a time when the data is saved (see

fig.7, col.7 lines 21-63 and col.8 lines 20-60).

As to claim 7, Dutta discloses means for sorting indices of the data in the storage unit

and means for displaying a result of the sorting by said means for sorting (see col.6 line

50 to col.7 line 20 and col.8 lines 20-67).

As to claims 8 and 9, Dutta discloses designating an index from the indices displayed

on said means for displaying, means for initiating deletion of a selected index and

means for deleting the selected index, said deleting based on an instruction from said

means for initiating deletion (deleting of URLs, see col.6 line 50 to col.7 line 20 and

col.8 lines 20-67).

As to claim 10, Dutta discloses said data to which the selected index is assigned is

maintained in the predetermined storage unit (see fig.2, col.5 lines 1-46).

As to claim 11, Dutta discloses said data to which the selected index is assigned is

removed from the predetermined storage unit (see fig.2, col.5 lines 1-46).

As to claim 12, Dutta discloses said means for initiating deletion selects an instruction

from a menu displayed, said selection in response to a user-action (responses to user

inputs, see fig.4, col.6 lines 13-49 and col.7 lines 21-63).

As to claims 13 and 14, Dutta discloses said user action is a click of mouse button, said

apparatus being capable of recognizing said click and displaying a URL of the data to

which the designated index is assigned (see fig.7, col.7 lines 21-63 and col.8 lines 20-

60).

As to claims 15 and 16, Dutta discloses informing whether the content of the page

to which the designated index is assigned has been saved and providing information

regarding time of saving content (see fig.7, col.7 lines 21-63 and col.8 lines 20-60).

As to claims 17 and 18, Dutta discloses means for indexing assigns said index

automatically and a means for retrieving data from said a predetermined storage unit

(see fig.7, col.7 lines 21-63 and col.8 lines 20-60).

As to claims 19-20, Dutta discloses wherein indices of said retrieved data are displayed

to a user in accordance with the time of creation of said data associated with said

indices and displayed to a user in accordance with organization name associated with

data (see fig.7, col.7 lines 21-63 and col.8 lines 20-60).

As to claims 21-22, Dutta discloses indices of said retrieved data are displayed to a user

in accordance with keywords of said data and in a sorted order of domain names of

Internet locations where said data was initially obtained (see fig.4, col.6 line 13 to col.7

line 41).

As to claim 23, Dutta discloses selecting an index to retrieve stored data causes said

data to be displayed in a browser window actively being used (see fig.7, col.7 lines 21-

63 and col.8 lines 20-60).

As to claim 24, Dutta discloses a method for processing data in response to a user,

comprising:

        acquiring one of either content or URL information of the currently

displayed page from the browser (see abstract, fig.1, col.4 lines 5-37);

assigning a predetermined index to data acquired by said means for

acquiring (see col.4 lines 24-54); and

saving acquired data with the assigned index (URL index) in a predetermined

storage unit, said data comprising one of either said content or said URL information

(see fig.2, col.4 line 55 to col.5 line 26).

Claims 25-46 are rejected for the same reasons set forth in claims 2-23 respectively.

Claims 47-56 and 58 are rejected for the same reasons set forth in claims 24, 25, 28,

30-32, 35, 37, 38, 40 and 46 respectively.

As to claim 57, Dutta discloses configured for retrieving data from said a predetermined

storage unit in response to a user-request (see fig.7, col.7 lines 21-63 and col.8 lines

20-60).

Other prior art cited

5.   The prior art made of record and not relied upon is considered pertinent to

applicant's disclosure.

      a. Jakobson, US pat. No.6,697,838.

      b. Bates et al, US No.2003/0160994 A1.

      c. Strandberg et al, US pat. No.6,816,880.

Conclusion

6.   Claims 1-58 are rejected.

7.   Any inquiry concerning this communication or earlier communications from the examiner should be directed to Khanh Dinh whose telephone number is (571) 272-3936. The examiner can normally be reached on Monday through Friday from 8:00 A.m. to 5:00 P.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Zarni Maung, can be reached on (571) 272-3939.   The fax phone number for this group is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Khanh Dinh

Khanh Dinh
Primary Examiner
Art Unit 2151
12/05/2005